

MESSAGE NO: 9273206 MESSAGE DATE: 09/30/2009

MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-570-905

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 09/27/2006 TO 12/25/2006

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ADD ORDER & LIQUIDATION INSTRUCTIONS ON ITC NEGATIVE CRITICAL CIRCUMSTANCES (CC) FOR POLYESTER STAPLE FIBER FROM CHINA (A-570-905); NO (CC) FOR A-570-905-002

MESSAGE NO: 9273206

DATE: 09 30 2009

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 905

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PERIOD COVERED: 09 27 2006 TO 12 25 2006

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: ADD ORDER & LIQUIDATION INSTRUCTIONS ON ITC NEGATIVE CRITICAL CIRCUMSTANCES (CC) FOR POLYESTER STAPLE FIBER FROM CHINA (A-570-905); NO (CC) FOR A-570-905-002

1. ON 06/01/2007, COMMERCE PUBLISHED IN THE FEDERAL REGISTER THE ANTIDUMPING DUTY ORDER IN THE INVESTIGATION OF POLYESTER STAPLE FIBER FROM THE PEOPLE'S REPUBLIC OF CHINA (72 FR 30546).

2. THE MERCHANDISE SUBJECT TO THIS PROCEEDING IS SYNTHETIC STAPLE FIBERS, NOT CARDED, COMBED OR OTHERWISE PROCESSED FOR SPINNING, OF POLYESTERS MEASURING 3.3 DECITEX (3 DENIER, INCLUSIVE) OR MORE IN DIAMETER.

THIS MERCHANDISE IS CUT TO LENGTHS VARYING FROM ONE INCH (25 MM) TO FIVE INCHES (127 MM). THE SUBJECT MERCHANDISE MAY BE COATED, USUALLY WITH A SILICON OR OTHER FINISH, OR NOT COATED. PSF IS GENERALLY USED AS STUFFING IN SLEEPING BAGS, MATTRESSES, SKI JACKETS, COMFORTERS, CUSHIONS, PILLOWS, AND FURNITURE.

THE FOLLOWING PRODUCTS ARE EXCLUDED FROM THE SCOPE:

(1) PSF OF LESS THAN 3.3 DECITEX (LESS THAN 3 DENIER) CURRENTLY CLASSIFIABLE IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") AT SUBHEADING 5503.20.0025 AND KNOWN TO THE INDUSTRY AS PSF FOR SPINNING AND GENERALLY USED IN WOVEN AND KNIT APPLICATIONS TO PRODUCE TEXTILE AND APPAREL PRODUCTS;

(2) PSF OF 10 TO 18 DENIER THAT ARE CUT TO LENGTHS OF 6 TO 8 INCHES AND THAT ARE GENERALLY USED IN THE MANUFACTURE OF CARPETING; AND

(3) LOW MELT PSF DEFINED AS A BI-COMPONENT FIBER WITH AN OUTER, NON-POLYESTER SHEATH THAT MELTS AT A SIGNIFICANTLY LOWER TEMPERATURE THAN ITS INNER POLYESTER CORE (CLASSIFIED AT HTSUS 5503.20.0015).

CERTAIN PSF IS CLASSIFIABLE UNDER THE HTSUS SUBHEADINGS 5503.20.0045 AND 5503.20.0065. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER THE ORDERS IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER (A-570-905).

4. FOR IMPORTS OF POLYESTER STAPLE FIBER FROM THE PEOPLE'S REPUBLIC OF CHINA, CBP SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION

ON OR AFTER 12/26/2006. EFFECTIVE 06/01/2007, CBP SHALL

REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT EQUAL TO THE MARGINS

SHOWN BELOW FOR EACH EXPORTER/PRODUCER (SEE 72 FR 30546).

EXPORTER/PRODUCER: PRC-WIDE ENTITY

CASE NUMBER: A-570-905-000

CASH DEPOSIT RATE: 44.30%

EXPORTER/PRODUCER: FAR EASTERN INDUSTRIES (SHANGHAI) LTD.

CASE NUMBER: A-570-905-002

CASH DEPOSIT RATE: 3.47%

EXPORTER/PRODUCER: NINGBO DAFA CHEMICAL FIBER CO., LTD.

CASE NUMBER: A-570-905-003

CASH DEPOSIT RATE: 4.86%

EXPORTER/PRODUCER: CIXI SANSHEG CHEMICAL FIBER CO., LTD.

CASE NUMBER: A-570-905-004

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: CIXI SANTAI CHEMICAL FIBER CO., LTD.

CASE NUMBER: A-570-905-005

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: CIXI WAYSUN CHEMICAL FIBER CO., LTD.

CASE NUMBER: A-570-905-006

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: HANGZHOU BEST CHEMICAL FIBRE CO., LTD.

CASE NUMBER: A-570-905-007

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: HANGZHOU HANBANG CHEMICAL FIBRE CO., LTD.

CASE NUMBER: A-570-905-008

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: HANGZHOU HUACHUANG CO., LTD.

CASE NUMBER: A-570-905-009

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: HANGZHOU SANXIN PAPER CO., LTD.

CASE NUMBER: A-570-905-010

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: HANGZHOU TAIFU TEXTILE FIBER CO., LTD.

CASE NUMBER: A-570-905-011

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: JIAXANG FUDA CHEMICAL FIBRE FACTORY

CASE NUMBER: A-570-905-012

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: NANTONG LUOLAI CHEMICAL FIBER CO. LTD.

CASE NUMBER: A-570-905-013

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: NANYANG TEXTILE CO., LTD.

CASE NUMBER: A-570-905-014

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: SUZHOU POLYFIBER CO., LTD.

CASE NUMBER: A-570-905-015

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: XIAMEN XIANGLU FIBER CHEMICAL CO.

CASE NUMBER: A-570-905-016

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: ZHAOQING TIFO NEW FIBER CO., LTD.

CASE NUMBER: A-570-905-017

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: ZHEJIANG ANSHUN PETTECHS FIBRE CO., LTD.

CASE NUMBER: A-570-905-018

CASH DEPOSIT RATE: 4.44%

EXPORTER/PRODUCER: ZHEJIANG WAYSUN CHEMICAL FIBER CO., LTD.

CASE NUMBER: A-570-905-019

CASH DEPOSIT RATE: 4.44%

5. THE ITC DETERMINED THAT CRITICAL CIRCUMSTANCES DO NOT EXIST WITH RESPECT TO SUBJECT IMPORTS OF POLYESTER STAPLE FIBER FROM THE PEOPLE'S REPUBLIC OF CHINA. AS A RESULT OF THE ITC'S NEGATIVE CRITICAL CIRCUMSTANCES DETERMINATION, CBP WILL REFUND ALL CASH DEPOSITS AND RELEASE ALL BONDS COLLECTED ON POLYESTER STAPLE FIBER FROM THE PEOPLE'S REPUBLIC OF CHINA PRODUCED AND EXPORTED BY FAR EASTERN INDUSTRIES (SHANGHAI) LTD. (A-570-905-002) AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 09/27/2006, AND BEFORE 12/26/2006.

INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY O9:AV).

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CHRISTINE FURGASON

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party